

**FILED**

SEPTEMBER 2, 2005

**NEW JERSEY STATE BOARD  
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF  
  
ALICE N. FRANCISCO, M.D.  
License No. MA33619  
  
TO PRACTICE MEDICINE AND SURGERY  
IN THE STATE OF NEW JERSEY

Administrative Action  
  
ORDER OF REINSTATEMENT  
OF LICENSURE WITH  
RESTRICTIONS

This matter was opened to the State Board of Medical Examiners ("New Jersey Board") upon receipt of a request dated April 22, 2005, to reinstate the license of Alice Francisco, M.D. (hereinafter "Respondent").

On January 21, 2004, the Board filed a Provisional Order of Discipline (POD) against Respondent suspending her license to practice medicine and surgery in New Jersey for a period of six (6) months, pursuant to N.J.S.A. 45:1-21(b) and (g). The POD was based on information that on or about July 17, 2003, the New York State Department of Health, State Board for Professional Medical Conduct, ("New York Board") charged Respondent with committing professional misconduct by practicing the profession of medicine fraudulently. Respondent was excluded from participating in the Medicaid Program by the New York Department of Social Services for a period of five (5) years after a determination that Respondent had received overpayments in an amount in excess of \$130,000.00 and was ordered

**CERTIFIED TRUE COPY**

to pay full restitution. Said decision by the New York Department of Social Services was affirmed on May 14, 1994 by the Office of Administrative Hearings.

On July 31, 2003, the New York Board issued a Consent Order and Agreement in full satisfaction of the charges against Respondent wherein Respondent agreed not to contest the charge of Fraudulent Practice. By entry of the Consent Order Respondent's license to practice medicine and surgery was limited pursuant to § 230-a of the Public Health Law, "to preclude patient contact and any practice of medicine, clinical or otherwise" and also precluding Respondent from "diagnosing, treating, operating or prescribing for any human disease, pain, injury, deformity, or physical condition" indefinitely.

On or about December 1, 2003, the State of Michigan Department of Community Health, Board of Medicine ("Michigan Board") issued a Consent Order and Stipulation suspending Respondent's license to practice medicine for a minimum period of six (6) months and one day for each violation of the Public Health Code. The Michigan Board found that Respondent violated section 16221(b)(x) of the Public Health Code based on the disciplinary action taken against Respondent's license in New York and that Respondent violated section 16221(i) of the Public Health Code, in that Respondent failed to notify the Michigan Board of the disciplinary action in the State of New York.

Respondent now seeks leave to resume the practice of medicine and surgery in the State of New Jersey. The New Jersey Board finding that Respondent has satisfied all of the requirements of the September 15, 2004 Consent Order since Respondent has been suspended in New Jersey for a period of six (6) months, Respondent has paid restitution to the New York State Department of Social Services and has complied with all of the requirements of the Michigan Board's Consent Order, and that the within disposition is adequately protective of the public health, safety and welfare;

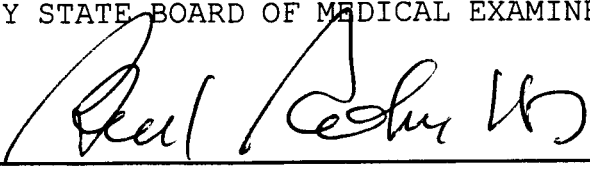
IT IS, therefore, on this 22 day of August, 2005,  
ORDERED THAT:

1. Respondent's license to practice medicine and surgery in the State of New Jersey is reinstated on probation for a minimum of one year, subject to the restrictions set forth below.
2. Respondent shall practice medicine and surgery in the State of New Jersey solely in a position as an employee wherein she has no billing authority including but not limited to positions as an employee of an institution or in a Locum Tenens situation.
3. Respondent must successfully complete a pre-approved New Jersey Board Ethics course within six (6) months from the date of the entry of this Order.

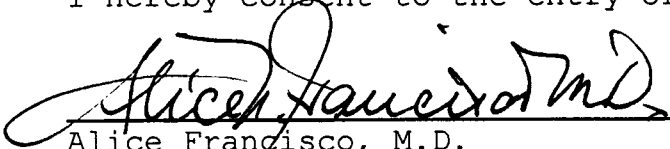
4. Respondent may petition the New Jersey Board for modification of this Reinstatement Order one year from the date of its entry.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

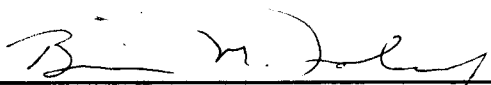
By: \_\_\_\_\_

  
Bernard Robins, M.D., F.A.C.P.  
Board President

I have read and understood the above Order  
and agree to be bound by its terms.  
I hereby consent to the entry of this Order:

  
\_\_\_\_\_  
Alice Francisco, M.D.

Consent as to the form of this Order is given:

  
\_\_\_\_\_  
Brian Foley, Esq.